113TH CONGRESS
1ST SESSION

H. R. 2216

IN THE SENATE OF THE UNITED STATES
JUNE 6, 2013

Received; read twice and referred to the Committee on Appropriations

AN ACT

Making appropriations for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2014, and for other purposes.

1 Be it enacted by the Senate and House of Representa-
2 tives of the United States of America in Congress assembled,
That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2014, and for other purposes, namely:

TITLE I

DEPARTMENT OF DEFENSE

MILITARY CONSTRUCTION, ARMY

For acquisition, construction, installation, and equipment of temporary or permanent public works, military installations, facilities, and real property for the Army as currently authorized by law, including personnel in the Army Corps of Engineers and other personal services necessary for the purposes of this appropriation, and for construction and operation of facilities in support of the functions of the Commander in Chief, $1,099,875,000, to remain available until September 30, 2018: Provided, That of this amount, not to exceed $64,575,000 shall be available for study, planning, design, architect and engineer services, and host nation support, as authorized by law, unless the Secretary of Army determines that additional obligations are necessary for such purposes and notifies the Committees on Appropriations of both Houses of Congress of the determination and the reasons therefor.
For acquisition, construction, installation, and equipment of temporary or permanent public works, naval installations, facilities, and real property for the Navy and Marine Corps as currently authorized by law, including personnel in the Naval Facilities Engineering Command and other personal services necessary for the purposes of this appropriation, $1,616,281,000, to remain available until September 30, 2018: Provided, That of this amount, not to exceed $89,830,000 shall be available for study, planning, design, and architect and engineer services, as authorized by law, unless the Secretary of Navy determines that additional obligations are necessary for such purposes and notifies the Committees on Appropriations of both Houses of Congress of the determination and the reasons therefor.

MILITARY CONSTRUCTION, AIR FORCE

For acquisition, construction, installation, and equipment of temporary or permanent public works, military installations, facilities, and real property for the Air Force as currently authorized by law, $1,127,273,000, to remain available until September 30, 2018: Provided, That of this amount, not to exceed $11,314,000 shall be available for study, planning, design, and architect and engineer services, as authorized by law, unless the Secretary of Air
Force determines that additional obligations are necessary for such purposes and notifies the Committees on Appropriations of both Houses of Congress of the determination and the reasons therefor.

MILITARY CONSTRUCTION, DEFENSE-WIDE

(INCLUDING TRANSFER OF FUNDS)

For acquisition, construction, installation, and equipment of temporary or permanent public works, installations, facilities, and real property for activities and agencies of the Department of Defense (other than the military departments), as currently authorized by law, $3,707,923,000, to remain available until September 30, 2018: Provided, That such amounts of this appropriation as may be determined by the Secretary of Defense may be transferred to such appropriations of the Department of Defense available for military construction or family housing as the Secretary may designate, to be merged with and to be available for the same purposes, and for the same time period, as the appropriation or fund to which transferred: Provided further, That of the amount appropriated, not to exceed $237,838,000 shall be available for study, planning, design, and architect and engineer services, as authorized by law, unless the Secretary of Defense determines that additional obligations are necessary for such purposes and notifies the Committees on Appropriations of both Houses of Congress of the determination and the reasons therefor.
tions of both Houses of Congress of the determination and
the reasons therefor: Provided further, That of the amount
appropriated, notwithstanding any other provision of law,
$38,513,000 shall be available for payments to the North
Atlantic Treaty Organization for the planning, design, and
construction of a new North Atlantic Treaty Organization
headquarters.

MILITARY CONSTRUCTION, ARMY NATIONAL GUARD

For construction, acquisition, expansion, rehabilita-
tion, and conversion of facilities for the training and ad-
ministration of the Army National Guard, and contribu-
tions therefor, as authorized by law, $315,815,000, to re-
main available until September 30, 2018: Provided, That
of the amount appropriated, not to exceed $24,005,000
shall be available for study, planning, design, and architect
and engineer services, as authorized by law, unless the Di-
rector of the Army National Guard determines that addi-
tional obligations are necessary for such purposes and no-
tifies the Committees on Appropriations of both Houses
of Congress of the determination and the reasons therefor.

MILITARY CONSTRUCTION, AIR NATIONAL GUARD

For construction, acquisition, expansion, rehabilita-
tion, and conversion of facilities for the training and ad-
ministration of the Air National Guard, and contributions
therefor, as authorized by law, $107,800,000, to remain
available until September 30, 2018: Provided, That of the
amount appropriated, not to exceed $13,400,000 shall be
available for study, planning, design, and architect and en-
gineer services, as authorized by law, unless the Director
of the Air National Guard determines that additional obli-
gations are necessary for such purposes and notifies the
Committees on Appropriations of both Houses of Congress
of the determination and the reasons therefor.

MILITARY CONSTRUCTION, ARMY RESERVE

For construction, acquisition, expansion, rehabilita-
tion, and conversion of facilities for the training and ad-
ministration of the Army Reserve as authorized by law,
$174,060,000, to remain available until September 30,
2018: Provided, That of the amount appropriated, not to exceed $14,212,000 shall be available for study, planning,
design, and architect and engineer services, as authorized
by law, unless the Chief of the Army Reserve determines
that additional obligations are necessary for such purposes
and notifies the Committees on Appropriations of both
Houses of Congress of the determination and the reasons
therefor.

MILITARY CONSTRUCTION, NAVY RESERVE

For construction, acquisition, expansion, rehabilita-
tion, and conversion of facilities for the training and ad-
ministration of the reserve components of the Navy and
Marine Corps as authorized by law, $32,976,000, to remain available until September 30, 2018: *Provided*, That of the amount appropriated, not to exceed $2,540,000 shall be available for study, planning, design, and architect and engineer services, as authorized by law, unless the Secretary of Navy determines that additional obligations are necessary for such purposes and notifies the Committees on Appropriations of both Houses of Congress of the determination and the reasons therefor.

**MILITARY CONSTRUCTION, AIR FORCE RESERVE**

For construction, acquisition, expansion, rehabilitation, and conversion of facilities for the training and administration of the Air Force Reserve as authorized by law, $45,659,000, to remain available until September 30, 2018: *Provided*, That of the amount appropriated, not to exceed $2,229,000 shall be available for study, planning, design, and architect and engineer services, as authorized by law, unless the Chief of the Air Force Reserve determines that additional obligations are necessary for such purposes and notifies the Committees on Appropriations of both Houses of Congress of the determination and the reasons therefor.
NORTH ATLANTIC TREATY ORGANIZATION

SECURITY INVESTMENT PROGRAM

For the United States share of the cost of the North Atlantic Treaty Organization Security Investment Program for the acquisition and construction of military facilities and installations (including international military headquarters) and for related expenses for the collective defense of the North Atlantic Treaty Area as authorized by section 2806 of title 10, United States Code, and Military Construction Authorization Acts, $199,700,000, to remain available until expended.

FAMILY HOUSING CONSTRUCTION, ARMY

For expenses of family housing for the Army for construction, including acquisition, replacement, addition, expansion, extension, and alteration, as authorized by law, $44,008,000, to remain available until September 30, 2018.

FAMILY HOUSING OPERATION AND MAINTENANCE, ARMY

For expenses of family housing for the Army for operation and maintenance, including debt payment, leasing, minor construction, principal and interest charges, and insurance premiums, as authorized by law, $512,871,000.
For expenses of family housing for the Navy and Marine Corps for construction, including acquisition, replacement, addition, expansion, extension, and alteration, as authorized by law, $73,407,000, to remain available until September 30, 2018.

For expenses of family housing for the Navy and Marine Corps for operation and maintenance, including debt payment, leasing, minor construction, principal and interest charges, and insurance premiums, as authorized by law, $389,844,000.

For expenses of family housing for the Air Force for construction, including acquisition, replacement, addition, expansion, extension, and alteration, as authorized by law, $76,360,000, to remain available until September 30, 2018.

For expenses of family housing for the Air Force for operation and maintenance, including debt payment, leasing, minor construction, principal and interest charges,
and insurance premiums, as authorized by law,

$388,598,000.

**FAMILY HOUSING OPERATION AND MAINTENANCE,**

**DEFENSE-WIDE**

For expenses of family housing for the activities and agencies of the Department of Defense (other than the military departments) for operation and maintenance, leasing, and minor construction, as authorized by law,

$55,845,000.

**DEPARTMENT OF DEFENSE FAMILY HOUSING IMPROVEMENT FUND**

For the Department of Defense Family Housing Improvement Fund, $1,780,000, to remain available until expended, for family housing initiatives undertaken pursuant to section 2883 of title 10, United States Code, providing alternative means of acquiring and improving military family housing and supporting facilities.

**CHEMICAL DEMILITARIZATION CONSTRUCTION,**

**DEFENSE-WIDE**

For expenses of construction, not otherwise provided for, necessary for the destruction of the United States stockpile of lethal chemical agents and munitions in accordance with section 1412 of the Department of Defense Authorization Act, 1986 (50 U.S.C. 1521), and for the destruction of other chemical warfare materials that are
not in the chemical weapon stockpile, as currently author-
ized by law, $122,536,000, to remain available until Sep-
tember 30, 2018, which shall be only for the Assembled
Chemical Weapons Alternatives program.

DEPARTMENT OF DEFENSE BASE CLOSURE ACCOUNT

For deposit into the Department of Defense Base
Closure Account, established by section 2906(a) of the De-
fense Base Closure and Realignment Act of 1990 (10
U.S.C. 2687 note), as amended by section 2711 of the
(Public Law 112–239), $451,357,000, to remain available
until expended.

ADMINISTRATIVE PROVISIONS

Sec. 101. None of the funds made available in this
title shall be expended for payments under a cost-plus-a-
fixed-fee contract for construction, where cost estimates
exceed $25,000, to be performed within the United States,
except Alaska, without the specific approval in writing of
the Secretary of Defense setting forth the reasons there-
for.

Sec. 102. Funds made available in this title for con-
struction shall be available for hire of passenger motor ve-
hicles.

Sec. 103. Funds made available in this title for con-
struction may be used for advances to the Federal High-
way Administration, Department of Transportation, for
the construction of access roads as authorized by section
210 of title 23, United States Code, when projects author-
ized therein are certified as important to the national de-
fense by the Secretary of Defense.

SEC. 104. None of the funds made available in this
title may be used to begin construction of new bases in
the United States for which specific appropriations have
not been made.

SEC. 105. None of the funds made available in this
title shall be used for purchase of land or land easements
in excess of 100 percent of the value as determined by
the Army Corps of Engineers or the Naval Facilities Engi-
neering Command, except: (1) where there is a determina-
tion of value by a Federal court; (2) purchases negotiated
by the Attorney General or the designee of the Attorney
General; (3) where the estimated value is less than
$25,000; or (4) as otherwise determined by the Secretary
of Defense to be in the public interest.

SEC. 106. None of the funds made available in this
title shall be used to: (1) acquire land; (2) provide for site
preparation; or (3) install utilities for any family housing,
except housing for which funds have been made available
in annual Acts making appropriations for military con-
bruction.
SEC. 107. None of the funds made available in this title for minor construction may be used to transfer or relocate any activity from one base or installation to another, without prior notification to the Committees on Appropriations of both Houses of Congress.

SEC. 108. None of the funds made available in this title may be used for the procurement of steel for any construction project or activity for which American steel producers, fabricators, and manufacturers have been denied the opportunity to compete for such steel procurement.

SEC. 109. None of the funds available to the Department of Defense for military construction or family housing during the current fiscal year may be used to pay real property taxes in any foreign nation.

SEC. 110. None of the funds made available in this title may be used to initiate a new installation overseas without prior notification to the Committees on Appropriations of both Houses of Congress.

SEC. 111. None of the funds made available in this title may be obligated for architect and engineer contracts estimated by the Government to exceed $500,000 for projects to be accomplished in Japan, in any North Atlantic Treaty Organization member country, or in countries bordering the Arabian Sea, unless such contracts are
awarded to United States firms or United States firms in joint venture with host nation firms.

SEC. 112. None of the funds made available in this title for military construction in the United States territories and possessions in the Pacific and on Kwajalein Atoll, or in countries within the United States Central Command Area of Responsibility, may be used to award any contract estimated by the Government to exceed $1,000,000 to a foreign contractor: Provided, That this section shall not be applicable to contract awards for which the lowest responsive and responsible bid of a United States contractor exceeds the lowest responsive and responsible bid of a foreign contractor by greater than 20 percent: Provided further, That this section shall not apply to contract awards for military construction on Kwajalein Atoll for which the lowest responsive and responsible bid is submitted by a Marshallse contractor.

SEC. 113. The Secretary of Defense shall inform the appropriate committees of both Houses of Congress, including the Committees on Appropriations, of plans and scope of any proposed military exercise involving United States personnel 30 days prior to its occurring, if amounts expended for construction, either temporary or permanent, are anticipated to exceed $100,000.
SEC. 114. Funds appropriated to the Department of Defense for construction in prior years shall be available for construction authorized for each such military department by the authorizations enacted into law during the current session of Congress.

SEC. 115. For military construction or family housing projects that are being completed with funds otherwise expired or lapsed for obligation, expired or lapsed funds may be used to pay the cost of associated supervision, inspection, overhead, engineering and design on those projects and on subsequent claims, if any.

SEC. 116. Notwithstanding any other provision of law, any funds made available to a military department or defense agency for the construction of military projects may be obligated for a military construction project or contract, or for any portion of such a project or contract, at any time before the end of the fourth fiscal year after the fiscal year for which funds for such project were made available, if the funds obligated for such project: (1) are obligated from funds available for military construction projects; and (2) do not exceed the amount appropriated for such project, plus any amount by which the cost of such project is increased pursuant to law.
Sec. 117. In addition to any other transfer authority available to the Department of Defense, proceeds deposited to the Department of Defense Base Closure Account established by section 207(a)(1) of the Defense Authorization Amendments and Base Closure and Realignment Act (10 U.S.C. 2687 note) pursuant to section 207(a)(2)(C) of such Act, may be transferred to the account established by section 2906(a)(1) of the Defense Base Closure and Realignment Act of 1990 (10 U.S.C. 2687 note), to be merged with, and to be available for the same purposes and the same time period as that account.

Sec. 118. Subject to 30 days prior notification, or 14 days for a notification provided in an electronic medium pursuant to sections 480 and 2883 of title 10, United States Code, to the Committees on Appropriations of both Houses of Congress, such additional amounts as may be determined by the Secretary of Defense may be transferred to: (1) the Department of Defense Family Housing Improvement Fund from amounts appropriated for construction in “Family Housing” accounts, to be merged with and to be available for the same purposes and for the same period of time as amounts appropriated directly to the Fund; or (2) the Department of Defense
Military Unaccompanied Housing Improvement Fund from amounts appropriated for construction of military unaccompanied housing in “Military Construction” accounts, to be merged with and to be available for the same purposes and for the same period of time as amounts appropriated directly to the Fund: Provided, That appropriations made available to the Funds shall be available to cover the costs, as defined in section 502(5) of the Congressional Budget Act of 1974, of direct loans or loan guarantees issued by the Department of Defense pursuant to the provisions of subchapter IV of chapter 169 of title 10, United States Code, pertaining to alternative means of acquiring and improving military family housing, military unaccompanied housing, and supporting facilities.

(INCLUDING TRANSFER OF FUNDS)

SEC. 119. In addition to any other transfer authority available to the Department of Defense, amounts may be transferred from the accounts established by sections 2906(a)(1) and 2906A(a)(1) of the Defense Base Closure and Realignment Act of 1990 (10 U.S.C. 2687 note), to the fund established by section 1013(d) of the Demonstration Cities and Metropolitan Development Act of 1966 (42 U.S.C. 3374) to pay for expenses associated with the Homeowners Assistance Program incurred under 42 U.S.C. 3374(a)(1)(A). Any amounts transferred shall be
merged with and be available for the same purposes and
for the same time period as the fund to which transferred.

SEC. 120. Notwithstanding any other provision of
law, funds made available in this title for operation and
maintenance of family housing shall be the exclusive
source of funds for repair and maintenance of all family
housing units, including general or flag officer quarters:
Provided, That not more than $15,000 per unit may be
spent annually for the maintenance and repair of any gen-
eral or flag officer quarters without 30 days prior notifica-
tion, or 14 days for a notification provided in an electronic
medium pursuant to sections 480 and 2883 of title 10,
United States Code, to the Committees on Appropriations
of both Houses of Congress, except that an after-the-fact
notification shall be submitted if the limitation is exceeded
solely due to costs associated with environmental remedi-
ation that could not be reasonably anticipated at the time
of the budget submission: Provided further, That the
Under Secretary of Defense (Comptroller) is to report an-
ually to the Committees on Appropriations of both
Houses of Congress all operation and maintenance ex-
penditures for each individual general or flag officer quar-
ters for the prior fiscal year.

SEC. 121. Amounts contained in the Ford Island Im-
provement Account established by subsection (h) of sec-
tion 2814 of title 10, United States Code, are appropri-
ated and shall be available until expended for the pur-
poses specified in subsection (i)(1) of such section or until
transferred pursuant to subsection (i)(3) of such section.

Sec. 122. None of the funds made available in this
title, or in any Act making appropriations for military con-
struction which remain available for obligation, may be ob-
ligated or expended to carry out a military construction,
land acquisition, or family housing project at or for a mili-
tary installation approved for closure, or at a military in-
stallation for the purposes of supporting a function that
has been approved for realignment to another installation,
in 2005 under the Defense Base Closure and Realignment
Act of 1990 (part A of title XXIX of Public Law 101–
510; 10 U.S.C. 2687 note), unless such a project at a mili-
tary installation approved for realignment will support a
continuing mission or function at that installation or a
new mission or function that is planned for that installa-
tion, or unless the Secretary of Defense certifies that the
cost to the United States of carrying out such project
would be less than the cost to the United States of cancel-
ling such project, or if the project is at an active compo-
ment base that shall be established as an enclave or in the
case of projects having multi-agency use, that another
Government agency has indicated it will assume ownership
of the completed project. The Secretary of Defense may not transfer funds made available as a result of this limitation from any military construction project, land acquisition, or family housing project to another account or use such funds for another purpose or project without the prior approval of the Committees on Appropriations of both Houses of Congress. This section shall not apply to military construction projects, land acquisition, or family housing projects for which the project is vital to the national security or the protection of health, safety, or environmental quality: Provided, That the Secretary of Defense shall notify the congressional defense committees within seven days of a decision to carry out such a military construction project.

(INCLUDING TRANSFER OF FUNDS)

Sec. 123. During the 5-year period after appropriations available in this Act to the Department of Defense for military construction and family housing operation and maintenance and construction have expired for obligation, upon a determination that such appropriations will not be necessary for the liquidation of obligations or for making authorized adjustments to such appropriations for obligations incurred during the period of availability of such appropriations, unobligated balances of such appropriations may be transferred into the appropriation “Foreign Cur-
rency Fluctuations, Construction, Defense”, to be merged with and to be available for the same time period and for
the same purposes as the appropriation to which trans-
ferred.

Sec. 124. None of the funds made available by this
Act may be used for any action that relates to or promotes
the expansion of the boundaries or size of the Pinon Can-
yon Maneuver Site, Colorado.

Sec. 125. (a) Except as provided in subsection (b),
none of the funds made available in this Act may be used
by the Secretary of the Army to relocate a unit in the
Army that—

(1) performs a testing mission or function that
is not performed by any other unit in the Army and
is specifically stipulated in title 10, United States
Code; and

(2) is located at a military installation at which
the total number of civilian employees of the Depart-
ment of the Army and Army contractor personnel
employed exceeds 10 percent of the total number of
members of the regular and reserve components of
the Army assigned to the installation.

(b) EXCEPTION.—Subsection (a) shall not apply if
the Secretary of the Army certifies to the congressional
defense committees that in proposing the relocation of the
unit of the Army, the Secretary complied with Army Regulation 5–10 relating to the policy, procedures, and responsibilities for Army stationing actions.

(INCLUDING RESCISSION OF FUNDS)

SEC. 126. Of the unobligated balances available for “Military Construction, Army”, from prior appropriations Acts (other than appropriations designated by law as being for contingency operations directly related to the global war on terrorism or as an emergency requirement), $89,000,000 are hereby rescinded.

(INCLUDING RESCISSION OF FUNDS)

SEC. 127. Of the unobligated balances available for “Military Construction, Navy and Marine Corps”, from prior appropriations Acts (other than appropriations designated by law as being for contingency operations directly related to the global war on terrorism or as an emergency requirement), $49,920,000 are hereby rescinded.

(INCLUDING RESCISSION OF FUNDS)

SEC. 128. Of the unobligated balances available for “Military Construction, Defense-Wide”, from prior appropriations Acts (other than appropriations designated by law as being for contingency operations directly related to the global war on terrorism or as an emergency requirement), $358,400,000 are hereby rescinded.
SEC. 129. Of the unobligated balances available for “Military Construction, Army”, from prior appropriations Acts (other than appropriations designated by law as being for contingency operations directly related to the global war on terrorism or as an emergency requirement), $50,000,000 are hereby rescinded.

SEC. 130. Of the unobligated balances available for “Military Construction, Defense-Wide”, from prior appropriations Acts (other than appropriations designated by law as being for contingency operations directly related to the global war on terrorism or as an emergency requirement), $16,470,000 are hereby rescinded.

SEC. 131. Of the unobligated balances made available in prior appropriation Acts for the fund established in section 1013(d) of the Demonstration Cities and Metropoli-
tan Development Act of 1966 (42 U.S.C. 3374) (other than appropriations designated by law as being for contingency operations directly related to the global war on terrorism or as an emergency requirement), $50,000,000 are hereby rescinded.

Sec. 133. Discretionary appropriations in this title are hereby reduced by $4,668,000.

Sec. 134. Notwithstanding section 116, the Secretary of Army may obligate from any available military construction funds such additional funds that the Secretary determines are necessary to complete the Explosive Research and Development Loading Facility, Picatinny Arsenal, New Jersey.

Sec. 135. For an additional amount for “Military Construction, Navy and Marine Corps”, $75,000,000, to remain available until September 30, 2018: Provided, That notwithstanding any other provision of law, such funds may be obligated and expended to carry out planning and design and construction of projects that: (1) are of critical importance to the Armed Forces; (2) will be conducted within the 50 States; and (3) were contained in the fiscal year 2014 portion of the future-years defense program submitted to Congress under section 221 of title 10, United States Code, for fiscal years 2013 through 2017 and are also contained in the fiscal year 2015 por-
tion of the future-years defense program submitted under such section for fiscal years 2014 through 2018: Provided furthermore, That not later than 30 days after the date of enactment of this Act, the Secretary of Defense shall submit to the Committees on Appropriations of both Houses of Congress an expenditure plan for funds provided under this heading.

TITLE II

DEPARTMENT OF VETERANS AFFAIRS

Veterans Benefits Administration

COMPENSATION AND PENSIONS

(INCLUDING TRANSFER OF FUNDS)

For the payment of compensation benefits to or on behalf of veterans and a pilot program for disability examinations as authorized by section 107 and chapters 11, 13, 18, 51, 53, 55, and 61 of title 38, United States Code; pension benefits to or on behalf of veterans as authorized by chapters 15, 51, 53, 55, and 61 of title 38, United States Code; and burial benefits, the Reinstated Entitlement Program for Survivors, emergency and other officers’ retirement pay, adjusted-service credits and certificates, payment of premiums due on commercial life insurance policies guaranteed under the provisions of title IV of the Servicemembers Civil Relief Act (50 U.S.C. App. 541 et seq.) and for other benefits as authorized by sec-
tions 107, 1312, 1977, and 2106, and chapters 23, 51, 53, 55, and 61 of title 38, United States Code, $71,248,171,000, to remain available until expended: Provided, That not to exceed $9,232,000 of the amount appropriated under this heading shall be reimbursed to “General Operating Expenses, Veterans Benefits Administration” and “Information Technology Systems” for necessary expenses in implementing the provisions of chapters 51, 53, and 55 of title 38, United States Code, the funding source for which is specifically provided as the “Compensation and Pensions” appropriation: Provided further, that such sums as may be earned on an actual qualifying patient basis, shall be reimbursed to “Medical Care Collections Fund” to augment the funding of individual medical facilities for nursing home care provided to pensioners as authorized.

READJUSTMENT BENEFITS

For the payment of readjustment and rehabilitation benefits to or on behalf of veterans as authorized by chapters 21, 30, 31, 33, 34, 35, 36, 39, 41, 51, 53, 55, and 61 of title 38, United States Code, and for the payment of benefits under the Veterans Retraining Assistance Program, $13,135,898,000, to remain available until expended: Provided, That expenses for rehabilitation program services and assistance which the Secretary is au-
authorized to provide under subsection (a) of section 3104
of title 38, United States Code, other than under para-
graphs (1), (2), (5), and (11) of that subsection, shall be
charged to this account.

VETERANS INSURANCE AND INDEMNITIES

For military and naval insurance, national service life
insurance, servicemen’s indemnities, service-disabled vet-
erans insurance, and veterans mortgage life insurance as
authorized by chapters 19 and 21, title 38, United States
Code, $77,567,000, to remain available until expended.

VETERANS HOUSING BENEFIT PROGRAM FUND

For the cost of direct and guaranteed loans, such
sums as may be necessary to carry out the program, as
authorized by subchapters I through III of chapter 37 of
title 38, United States Code: Provided, That such costs,
including the cost of modifying such loans, shall be as de-

defined in section 502 of the Congressional Budget Act of

1974: Provided further, That during fiscal year 2014,
within the resources available, not to exceed $500,000 in
gross obligations for direct loans are authorized for spe-
cially adapted housing loans.

In addition, for administrative expenses to carry out
the direct and guaranteed loan programs, $158,430,000.
For the cost of direct loans, $5,000, as authorized by chapter 31 of title 38, United States Code: Provided, That such costs, including the cost of modifying such loans, shall be as defined in section 502 of the Congressional Budget Act of 1974: Provided further, That funds made available under this heading are available to subsidize gross obligations for the principal amount of direct loans not to exceed $2,500,000.

In addition, for administrative expenses necessary to carry out the direct loan program, $354,000, which may be paid to the appropriation for “General Operating Expenses, Veterans Benefits Administration”.

For administrative expenses to carry out the direct loan program authorized by subchapter V of chapter 37 of title 38, United States Code, $1,109,000.

For necessary expenses for furnishing, as authorized by law, inpatient and outpatient care and treatment to beneficiaries of the Department of Veterans Affairs and veterans described in section 1705(a) of title 38, United States Code, including care and treatment in facilities not
under the jurisdiction of the Department, and including
medical supplies and equipment, bioengineering services,
food services, and salaries and expenses of health care em-
ployees hired under title 38, United States Code, aid to
State homes as authorized by section 1741 of title 38,
United States Code, assistance and support services for
caregivers as authorized by section 1720G of title 38,
United States Code, loan repayments authorized by sec-
tion 604 of the Caregivers and Veterans Omnibus Health
1174; 38 U.S.C. 7681 note), and hospital care and med-
ical services authorized by section 1787 of title 38, United
States Code, $45,015,527,000, plus reimbursements, shall
become available on October 1, 2014, and shall remain
available until September 30, 2015: Provided, That not-
withstanding any other provision of law, the Secretary of
Veterans Affairs shall establish a priority for the provision
of medical treatment for veterans who have service-con-
nected disabilities, lower income, or have special needs:
Provided further, That notwithstanding any other provi-
sion of law, the Secretary of Veterans Affairs shall give
priority funding for the provision of basic medical benefits
to veterans in enrollment priority groups 1 through 6: Pro-
vided further, That notwithstanding any other provision
of law, the Secretary of Veterans Affairs may authorize
the dispensing of prescription drugs from Veterans Health Administration facilities to enrolled veterans with privately written prescriptions based on requirements established by the Secretary: Provided further, That the implementation of the program described in the previous proviso shall incur no additional cost to the Department of Veterans Affairs.

MEDICAL SUPPORT AND COMPLIANCE
For necessary expenses in the administration of the medical, hospital, nursing home, domiciliary, construction, supply, and research activities, as authorized by law; administrative expenses in support of capital policy activities; and administrative and legal expenses of the Department for collecting and recovering amounts owed the Department as authorized under chapter 17 of title 38, United States Code, and the Federal Medical Care Recovery Act (42 U.S.C. 2651 et seq.), $5,879,700,000, plus reimbursements, shall become available on October 1, 2014, and shall remain available until September 30, 2015.

MEDICAL FACILITIES
For necessary expenses for the maintenance and operation of hospitals, nursing homes, domiciliary facilities, and other necessary facilities of the Veterans Health Administration; for administrative expenses in support of
planning, design, project management, real property acquisition and disposition, construction, and renovation of any facility under the jurisdiction or for the use of the Department; for oversight, engineering, and architectural activities not charged to project costs; for repairing, altering, improving, or providing facilities in the several hospitals and homes under the jurisdiction of the Department, not otherwise provided for, either by contract or by the hire of temporary employees and purchase of materials; for leases of facilities; and for laundry services, $4,739,000,000, plus reimbursements, shall become available on October 1, 2014, and shall remain available until September 30, 2015.

MEDICAL AND PROSTHETIC RESEARCH

For necessary expenses in carrying out programs of medical and prosthetic research and development as authorized by chapter 73 of title 38, United States Code, $585,664,000 (reduced by $35,000,000) (increased by $35,000,000), plus reimbursements, shall remain available until September 30, 2015.

NATIONAL CEMETERY ADMINISTRATION

For necessary expenses of the National Cemetery Administration for operations and maintenance, not otherwise provided for, including uniforms or allowances therefor; cemeterial expenses as authorized by law; purchase
of one passenger motor vehicle for use in cemeterial operations; hire of passenger motor vehicles; and repair, alteration or improvement of facilities under the jurisdiction of the National Cemetery Administration, $250,000,000, of which not to exceed $25,000,000 shall remain available until September 30, 2015.

DEPARTMENTAL ADMINISTRATION

GENERAL ADMINISTRATION

(INCLUDING TRANSFER OF FUNDS)

For necessary operating expenses of the Department of Veterans Affairs, not otherwise provided for, including administrative expenses in support of Department-Wide capital planning, management and policy activities, uniforms, or allowances therefor; not to exceed $25,000 for official reception and representation expenses; hire of passenger motor vehicles; and reimbursement of the General Services Administration for security guard services, $403,023,000, of which not to exceed $20,151,000 shall remain available until September 30, 2015: Provided, That funds provided under this heading may be transferred to “General Operating Expenses, Veterans Benefits Administration”.

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For necessary operating expenses of the Veterans Benefits Administration, not otherwise provided for, including hire of passenger motor vehicles, reimbursement of the General Services Administration for security guard services, and reimbursement of the Department of Defense for the cost of overseas employee mail, $2,455,490,000 (reduced by $5,000,000) (increased by $5,000,000) (reduced by $44,000,000) (increased by $44,000,000): Provided, That expenses for services and assistance authorized under paragraphs (1), (2), (5), and (11) of section 3104(a) of title 38, United States Code, that the Secretary of Veterans Affairs determines are necessary to enable entitled veterans: (1) to the maximum extent feasible, to become employable and to obtain and maintain suitable employment; or (2) to achieve maximum independence in daily living, shall be charged to this account: Provided further, That of the funds made available under this heading, not to exceed $123,000,000 shall remain available until September 30, 2015.

For necessary expenses for information technology systems and telecommunications support, including develop...
opmental information systems and operational information
systems; for pay and associated costs; and for the capital
asset acquisition of information technology systems, in-
cluding management and related contractual costs of said
acquisitions, including contractual costs associated with
operations authorized by section 3109 of title 5, United
States Code, $3,683,344,000, plus reimbursements: Pro-
vided, That $1,026,400,000 shall be for pay and associ-
ated costs, of which not to exceed $30,792,000 shall re-
main available until September 30, 2015: Provided further,
That $2,161,653,000 shall be for operations and mainte-
nance, of which not to exceed $151,316,000 shall remain
available until September 30, 2015: Provided further, That
$495,291,000 shall be for information technology systems
development, modernization, and enhancement, and shall
remain available until September 30, 2015: Provided fur-
ther, That amounts made available for information tech-
nology systems development, modernization, and enhance-
ment may not be obligated or expended until the Secretary
of Veterans Affairs or the Chief Information Officer of
the Department of Veterans Affairs submits to the Com-
mittees on Appropriations of both Houses of Congress a
certification of the amounts, in parts or in full, to be obli-
gated and expended for each development project: Pro-
vided further, That amounts made available for salaries
and expenses, operations and maintenance, and information technology systems development, modernization, and enhancement may be transferred among the three sub-accounts after the Secretary of Veterans Affairs requests from the Committees on Appropriations of both Houses of Congress the authority to make the transfer and an approval is issued: Provided further, That amounts made available for the “Information Technology Systems” account for development, modernization, and enhancement may be transferred among projects or to newly defined projects: Provided further, That no project may be increased or decreased by more than $1,000,000 of cost prior to submitting a request to the Committees on Appropriations of both Houses of Congress to make the transfer and an approval is issued, or absent a response, a period of 30 days has elapsed: Provided further, That none of the funds made available under this heading may be obligated or expended for the development or procurement of an electronic health record except for a health record as set forth in the Joint Strategic Plan for Fiscal Years 2013–2015 of the Department of Veteran Affairs and Department of Defense: Provided further, That the funds made available under this heading for information technology systems development, modernization, and enhancement, shall be for the projects, and
in the amounts, specified under this heading in the report
accompanying this Act.

OFFICE OF INSPECTOR GENERAL

For necessary expenses of the Office of Inspector
General, to include information technology, in carrying out
the provisions of the Inspector General Act of 1978 (5
U.S.C. App.), $116,411,000, of which $6,000,000 shall re-
main available until September 30, 2015.

CONSTRUCTION, MAJOR PROJECTS

For constructing, altering, extending, and improving
any of the facilities, including parking projects, under the
jurisdiction or for the use of the Department of Veterans
Affairs, or for any of the purposes set forth in sections
316, 2404, 2406, and chapter 81 of title 38, United States
Code, not otherwise provided for, including planning, ar-
chitectural and engineering services, construction manage-
ment services, maintenance or guarantee period services
costs associated with equipment guarantees provided
under the project, services of claims analysts, offsite utility
and storm drainage system construction costs, and site ac-
quision, where the estimated cost of a project is more
than the amount set forth in section 8104(a)(3)(A) of title
38, United States Code, or where funds for a project were
made available in a previous major project appropriation,
$342,130,000, of which $322,130,000 shall remain avail-
able until September 30, 2018, and of which $20,000,000 shall remain available until expended: *Provided further,*

That except for advance planning activities, including needs assessments which may or may not lead to capital investments, and other capital asset management related activities, including portfolio development and management activities, and investment strategy studies funded through the advance planning fund and the planning and design activities funded through the design fund, including needs assessments which may or may not lead to capital investments, and salaries and associated costs of the resident engineers who oversee those capital investments funded through this account, and funds provided for the purchase of land for the National Cemetery Administration through the land acquisition line item, none of the funds made available under this heading shall be used for any project which has not been approved by the Congress in the budgetary process: *Provided further,* That funds made available under this heading for fiscal year 2014, for each approved project shall be obligated: (1) by the awarding of a construction documents contract by September 30, 2014; and (2) by the awarding of a construction contract by September 30, 2015: *Provided further,* That the Secretary of Veterans Affairs shall promptly submit to the Committees on Appropriations of both Houses
of Congress a written report on any approved major con-
struction project for which obligations are not incurred
within the time limitations established above.

CONSTRUCTION, MINOR PROJECTS

For constructing, altering, extending, and improving
any of the facilities, including parking projects, under the
jurisdiction or for the use of the Department of Veterans
Affairs, including planning and assessments of needs
which may lead to capital investments, architectural and
engineering services, maintenance or guarantee period
services costs associated with equipment guarantees pro-
vided under the project, services of claims analysts, offsite
utility and storm drainage system construction costs, and
site acquisition, or for any of the purposes set forth in
sections 316, 2404, 2406, and chapter 81 of title 38,
United States Code, not otherwise provided for, where the
estimated cost of a project is equal to or less than the
amount set forth in section 8104(a)(3)(A) of title 38,
United States Code, $714,870,000, to remain available
until September 30, 2018, along with unobligated balances
of previous “Construction, Minor Projects” appropriations
which are hereby made available for any project where the
estimated cost is equal to or less than the amount set forth
in such section: Provided, That funds made available
under this heading shall be for: (1) repairs to any of the
nonmedical facilities under the jurisdiction or for the use
of the Department which are necessary because of loss or
damage caused by any natural disaster or catastrophe;
and (2) temporary measures necessary to prevent or to
minimize further loss by such causes.

GRANTS FOR CONSTRUCTION OF STATE EXTENDED CARE
FACILITIES

For grants to assist States to acquire or construct
State nursing home and domiciliary facilities and to re-
model, modify, or alter existing hospital, nursing home,
and domiciliary facilities in State homes, for furnishing
care to veterans as authorized by sections 8131 through
8137 of title 38, United States Code, $82,650,000, to re-
main available until expended.

GRANTS FOR CONSTRUCTION OF VETERANS CEMETERIES

For grants to assist States and tribal organizations
in establishing, expanding, or improving veterans ceme-
teries as authorized by section 2408 of title 38, United
States Code, $44,650,000, to remain available until ex-
pended.

ADMINISTRATIVE PROVISIONS
(INCLUDING TRANSFER OF FUNDS)

Sec. 201. Any appropriation for fiscal year 2014 for
“Compensation and Pensions”, “Readjustment Benefits”,
and “Veterans Insurance and Indemnities” may be trans-
ferred as necessary to any other of the mentioned appropriations: Provided, That before a transfer may take place, the Secretary of Veterans Affairs shall request from the Committees on Appropriations of both Houses of Congress the authority to make the transfer and such Committees issue an approval, or absent a response, a period of 30 days has elapsed.

(INCLUDING TRANSFER OF FUNDS)

SEC. 202. Amounts made available for the Department of Veterans Affairs for fiscal year 2014, in this Act or any other Act, under the “Medical Services”, “Medical Support and Compliance”, and “Medical Facilities” accounts may be transferred among the accounts: Provided, That any transfers between the “Medical Services” and “Medical Support and Compliance” accounts of 1 percent or less of the total amount appropriated to the account in this or any other Act may take place subject to notification from the Secretary of Veterans Affairs to the Committees on Appropriations of both Houses of Congress of the amount and purpose of the transfer: Provided further, That any transfers between the “Medical Services” and “Medical Support and Compliance” accounts in excess of 1 percent, or exceeding the cumulative 1 percent for the fiscal year, may take place only after the Secretary requests from the Committees on Appropriations of both
Houses of Congress the authority to make the transfer and an approval is issued: *Provided further,* That any transfers to or from the “Medical Facilities” account may take place only after the Secretary requests from the Committees on Appropriations of both Houses of Congress the authority to make the transfer and an approval is issued.

Sec. 203. Appropriations available in this title for salaries and expenses shall be available for services authorized by section 3109 of title 5, United States Code; hire of passenger motor vehicles; lease of a facility or land or both; and uniforms or allowances therefore, as authorized by sections 5901 through 5902 of title 5, United States Code.

Sec. 204. No appropriations in this title (except the appropriations for “Construction, Major Projects” and “Construction, Minor Projects”) shall be available for the purchase of any site for or toward the construction of any new hospital or home.

Sec. 205. No appropriations in this title shall be available for hospitalization or examination of any persons (except beneficiaries entitled to such hospitalization or examination under the laws providing such benefits to veterans, and persons receiving such treatment under sections 7901 through 7904 of title 5, United States Code, or the Robert T. Stafford Disaster Relief and Emergency
Assistance Act (42 U.S.C. 5121 et seq.), unless reim-
bursement of the cost of such hospitalization or examina-
tion is made to the “Medical Services” account at such
rates as may be fixed by the Secretary of Veterans Affairs.

Sec. 206. Appropriations available in this title for
“Compensation and Pensions”, “Readjustment Benefits”,
and “Veterans Insurance and Indemnities” shall be avail-
able for payment of prior year accrued obligations re-
quired to be recorded by law against the corresponding
prior year accounts within the last quarter of fiscal year
2013.

Sec. 207. Appropriations available in this title shall
be available to pay prior year obligations of corresponding
prior year appropriations accounts resulting from sections
3328(a), 3334, and 3712(a) of title 31, United States
Code, except that if such obligations are from trust fund
accounts they shall be payable only from “Compensation
and Pensions”.

(INCLUDING TRANSFER OF FUNDS)

Sec. 208. Notwithstanding any other provision of
law, during fiscal year 2014, the Secretary of Veterans
Affairs shall, from the National Service Life Insurance
Fund under section 1920 of title 38, United States Code,
the Veterans’ Special Life Insurance Fund under section
1923 of title 38, United States Code, and the United
States Government Life Insurance Fund under section 1955 of title 38, United States Code, reimburse the “General Operating Expenses, Veterans Benefits Administration” and “Information Technology Systems” accounts for the cost of administration of the insurance programs financed through those accounts: Provided, That reimbursement shall be made only from the surplus earnings accumulated in such an insurance program during fiscal year 2014 that are available for dividends in that program after claims have been paid and actuarially determined reserves have been set aside: Provided further, That if the cost of administration of such an insurance program exceeds the amount of surplus earnings accumulated in that program, reimbursement shall be made only to the extent of such surplus earnings: Provided further, That the Secretary shall determine the cost of administration for fiscal year 2014 which is properly allocable to the provision of each such insurance program and to the provision of any total disability income insurance included in that insurance program.

SEC. 209. Amounts deducted from enhanced-use lease proceeds to reimburse an account for expenses incurred by that account during a prior fiscal year for providing enhanced-use lease services, may be obligated during the fiscal year in which the proceeds are received.
Sec. 210. Funds available in this title or funds for salaries and other administrative expenses shall also be available to reimburse the Office of Resolution Management of the Department of Veterans Affairs and the Office of Employment Discrimination Complaint Adjudication under section 319 of title 38, United States Code, for all services provided at rates which will recover actual costs but not exceed $42,904,000 for the Office of Resolution Management and $3,360,000 for the Office of Employment and Discrimination Complaint Adjudication:

Provided, That payments may be made in advance for services to be furnished based on estimated costs: Provided further, That amounts received shall be credited to the “General Administration” and “Information Technology Systems” accounts for use by the office that provided the service.

Sec. 211. No appropriations in this title shall be available to enter into any new lease of real property if the estimated annual rental cost is more than $1,000,000, unless the Secretary submits a report which the Committees on Appropriations of both Houses of Congress approve within 30 days following the date on which the report is received.
SEC. 212. No funds of the Department of Veterans Affairs shall be available for hospital care, nursing home care, or medical services provided to any person under chapter 17 of title 38, United States Code, for a non-service-connected disability described in section 1729(a)(2) of such title, unless that person has disclosed to the Secretary of Veterans Affairs, in such form as the Secretary may require, current, accurate third-party reimbursement information for purposes of section 1729 of such title: Provided, That the Secretary may recover, in the same manner as any other debt due the United States, the reasonable charges for such care or services from any person who does not make such disclosure as required: Provided further, That any amounts so recovered for care or services provided in a prior fiscal year may be obligated by the Secretary during the fiscal year in which amounts are received.

(INCLUDING TRANSFER OF FUNDS)

SEC. 213. Notwithstanding any other provision of law, proceeds or revenues derived from enhanced-use leasing activities (including disposal) may be deposited into the “Construction, Major Projects” and “Construction, Minor Projects” accounts and be used for construction (including site acquisition and disposition), alterations, and improvements of any medical facility under the jurisdic-
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diction or for the use of the Department of Veterans Af-
fairs. Such sums as realized are in addition to the amount
provided for in “Construction, Major Projects” and “Con-
struction, Minor Projects”.

Sec. 214. Amounts made available under “Medical
Services” are available—

(1) for furnishing recreational facilities, sup-
plies, and equipment; and

(2) for funeral expenses, burial expenses, and
other expenses incidental to funerals and burials for
beneficiaries receiving care in the Department.

(INCLUDING TRANSFER OF FUNDS)

Sec. 215. Such sums as may be deposited to the
Medical Care Collections Fund pursuant to section 1729A
of title 38, United States Code, may be transferred to
“Medical Services”, to remain available until expended for
the purposes of that account.

Sec. 216. The Secretary of Veterans Affairs may
enter into agreements with Indian tribes and tribal organi-
zations which are party to the Alaska Native Health Com-
pact with the Indian Health Service, and Indian tribes and
tribal organizations serving rural Alaska which have en-
tered into contracts with the Indian Health Service under
the Indian Self Determination and Educational Assistance
Act, to provide healthcare, including behavioral health and
dental care. The Secretary shall require participating veterans and facilities to comply with all appropriate rules and regulations, as established by the Secretary. The term “rural Alaska” shall mean those lands sited within the external boundaries of the Alaska Native regions specified in sections 7(a)(1)–(4) and (7)–(12) of the Alaska Native Claims Settlement Act, as amended (43 U.S.C. 1606), and those lands within the Alaska Native regions specified in sections 7(a)(5) and 7(a)(6) of the Alaska Native Claims Settlement Act, as amended (43 U.S.C. 1606), which are not within the boundaries of the Municipality of Anchorage, the Fairbanks North Star Borough, the Kenai Peninsula Borough or the Matanuska Susitna Borough.

(INCLUDING TRANSFER OF FUNDS)

Sec. 217. Such sums as may be deposited to the Department of Veterans Affairs Capital Asset Fund pursuant to section 8118 of title 38, United States Code, may be transferred to the “Construction, Major Projects” and “Construction, Minor Projects” accounts, to remain available until expended for the purposes of these accounts.

Sec. 218. None of the funds made available in this title may be used to implement any policy prohibiting the Directors of the Veterans Integrated Services Networks from conducting outreach or marketing to enroll new veterans within their respective Networks.
SEC. 219. The Secretary of Veterans Affairs shall submit to the Committees on Appropriations of both Houses of Congress a quarterly report on the financial status of the Veterans Health Administration.

(INCLUDING TRANSFER OF FUNDS)

SEC. 220. Amounts made available under the “Medical Services”, “Medical Support and Compliance”, “Medical Facilities”, “General Operating Expenses, Veterans Benefits Administration”, “General Administration”, and “National Cemetery Administration” accounts for fiscal year 2014 may be transferred to or from the “Information Technology Systems” account: Provided, That before a transfer may take place, the Secretary of Veterans Affairs shall request from the Committees on Appropriations of both Houses of Congress the authority to make the transfer and an approval is issued.

SEC. 221. Of the amounts made available to the Department of Veterans Affairs for fiscal year 2014, in this Act or any other Act, under the “Medical Facilities” account for nonrecurring maintenance, not more than 20 percent of the funds made available shall be obligated during the last 2 months of that fiscal year: Provided, That the Secretary may waive this requirement after providing written notice to the Committees on Appropriations of both Houses of Congress.
SEC. 222. Of the amounts appropriated to the Department of Veterans Affairs for fiscal year 2014 for “Medical Services”, “Medical Support and Compliance”, “Medical Facilities”, “Construction, Minor Projects”, and “Information Technology Systems”, up to $254,257,000, plus reimbursements, may be transferred to the Joint Department of Defense-Department of Veterans Affairs Medical Facility Demonstration Fund, established by section 1704 of the National Defense Authorization Act for Fiscal Year 2010 (Public Law 111–84; 123 Stat. 3571) and may be used for operation of the facilities designated as combined Federal medical facilities as described by section 706 of the Duncan Hunter National Defense Authorization Act for Fiscal Year 2009 (Public Law 110–417; 122 Stat. 4500): Provided, That additional funds may be transferred from accounts designated in this section to the Joint Department of Defense-Department of Veterans Affairs Medical Facility Demonstration Fund upon written notification by the Secretary of Veterans Affairs to the Committees on Appropriations of both Houses of Congress.

SEC. 223. Such sums as may be deposited to the Medical Care Collections Fund pursuant to section 1729A...
of title 38, United States Code, for health care provided
at facilities designated as combined Federal medical facili-
ties as described by section 706 of the Duncan Hunter
(Public Law 110–417; 122 Stat. 4500) shall also be avail-
able: (1) for transfer to the Joint Department of Defense-
Department of Veterans Affairs Medical Facility Demo-
stration Fund, established by section 1704 of the Na-
tional Defense Authorization Act for Fiscal Year 2010
(Public Law 111–84; 123 Stat. 3571); and (2) for oper-
ations of the facilities designated as combined Federal
medical facilities as described by section 706 of the Dun-
can Hunter National Defense Authorization Act for Fiscal

(INCLUDING TRANSFER OF FUNDS)

SEC. 224. Of the amounts available in this title for
“Medical Services”, “Medical Support and Compliance”,
and “Medical Facilities”, a minimum of $15,000,000,
shall be transferred to the DOD–VA Health Care Sharing
Incentive Fund, as authorized by section 8111(d) of title
38, United States Code, to remain available until ex-
pended, for any purpose authorized by section 8111 of
title 38, United States Code.
SEC. 225. (a) Of the discretionary funds made available to the Department of Veterans Affairs for fiscal year 2014, the following amounts which became available on October 1, 2013, are hereby rescinded from the following accounts in the amounts specified:

(1) “Department of Veterans Affairs, Medical Services”, $1,400,000,000.

(2) “Department of Veterans Affairs, Medical Support and Compliance”, $100,000,000.

(3) “Department of Veterans Affairs, Medical Facilities”, $250,000,000.

(b) In addition to amounts provided elsewhere in this Act, an additional amount is appropriated to the following accounts in the amounts specified to remain available until September 30, 2015:

(1) “Department of Veterans Affairs, Medical Services”, $1,400,000,000.

(2) “Department of Veterans Affairs, Medical Support and Compliance”, $100,000,000.

(3) “Department of Veterans Affairs, Medical Facilities”, $250,000,000.

SEC. 226. The Secretary of the Department of Veterans Affairs shall notify the Committees on Appropriations of both Houses of Congress of all bid savings in
major construction projects that total at least $5,000,000, or 5 percent of the programmed amount of the project, whichever is less: Provided, That such notification shall occur within 14 days of a contract identifying the programmed amount: Provided further, That the Secretary shall notify the Committees on Appropriations of both Houses of Congress 14 days prior to the obligation of such bid savings and shall describe the anticipated use of such savings.

Sec. 227. The scope of work for a project included in “Construction, Major Projects” may not be increased above the scope specified for that project in the original justification data provided to the Congress as part of the request for appropriations.

Sec. 228. The Secretary of the Department of Veterans Affairs shall provide on a quarterly basis to the Committees on Appropriations of both Houses of Congress notification of any single national outreach and awareness marketing campaign in which obligations exceed $2,000,000.

Sec. 229. The Secretary shall submit to the Committees on Appropriations of both Houses of Congress a reprogramming request if at any point during fiscal year 2014, the funding allocated for a medical care initiative identified in the fiscal year 2014 expenditure plan is ad-
justed by more than $25,000,000 from the allocation shown in the corresponding congressional budget justification. Such a reprogramming request may go forward only if the Committees on Appropriations of both Houses of Congress approve the request or if a period of 14 days has elapsed.

(INCLUDING RESCISSION OF FUNDS)

SEC. 230. Discretionary fiscal year 2014 appropriations in this title are hereby reduced by $24,000,000: Provided, That the Secretary of Veterans Affairs shall allocate this reduction within the accounts to which the reduction is applied: Provided further, That $156,000,000 are hereby rescinded from the fiscal year 2014 funds appropriated in title II of division E of Public Law 113–6 for “Department of Veterans Affairs, Medical Services”, “Department of Veterans Affairs, Medical Support and Compliance”, and “Department of Veterans Affairs, Medical Facilities”: Provided further, That the Secretary shall allocate this rescission among the three accounts.

TITLE III

RELATED AGENCIES

AMERICAN BATTLE MONUMENTS COMMISSION

SALARIES AND EXPENSES

For necessary expenses, not otherwise provided for, of the American Battle Monuments Commission, including
the acquisition of land or interest in land in foreign countries; purchases and repair of uniforms for caretakers of national cemeteries and monuments outside of the United States and its territories and possessions; rent of office and garage space in foreign countries; purchase (one-for-one replacement basis only) and hire of passenger motor vehicles; not to exceed $7,500 for official reception and representation expenses; and insurance of official motor vehicles in foreign countries, when required by law of such countries, $57,980,000, to remain available until expended.

FOREIGN CURRENCY FLUCTUATIONS ACCOUNT

For necessary expenses, not otherwise provided for, of the American Battle Monuments Commission, such sums as may be necessary, to remain available until expended, for purposes authorized by section 2109 of title 36, United States Code.

UNITED STATES COURT OF APPEALS FOR VETERANS CLAIMS

SALARIES AND EXPENSES

For necessary expenses for the operation of the United States Court of Appeals for Veterans Claims as authorized by sections 7251 through 7298 of title 38, United States Code, $35,272,000: Provided, That $2,500,000 shall be available for the purpose of providing
55 financial assistance as described, and in accordance with
the process and reporting procedures set forth, under this
heading in Public Law 102–229.

DEPARTMENT OF DEFENSE—CIVIL

CEMETERIAL EXPENSES, ARMY

SALARIES AND EXPENSES

For necessary expenses, as authorized by law, for
maintenance, operation, and improvement of Arlington
National Cemetery and Soldiers’ and Airmen’s Home Na-
tional Cemetery, including the purchase or lease of pas-

tenger motor vehicles for replacement on a one-for-one
basis only, and not to exceed $1,000 for official reception
and representation expenses, $70,685,000. In addition,
such sums as may be necessary for parking maintenance,
repairs and replacement, to be derived from the “Lease
of Department of Defense Real Property for Defense
Agencies” account.

ARMED FORCES RETIREMENT HOME

TRUST FUND

For expenses necessary for the Armed Forces Retire-
ment Home to operate and maintain the Armed Forces
Retirement Home—Washington, District of Columbia,
and the Armed Forces Retirement Home—Gulfport, Mis-
sissippi, to be paid from funds available in the Armed
Forces Retirement Home Trust Fund, $67,400,000, of
which $1,000,000 shall remain available until expended for construction and renovation of the physical plants at the Armed Forces Retirement Home—Washington, District of Columbia, and the Armed Forces Retirement Home—Gulfport, Mississippi.

ADMINISTRATIVE PROVISION

Sec. 301. Funds appropriated in this Act under the heading “Department of Defense—Civil, Cemeterial Expenses, Army”, may be provided to Arlington County, Virginia, for the relocation of the federally owned water main at Arlington National Cemetery, making additional land available for ground burials.

TITLE IV

GENERAL PROVISIONS

Sec. 401. No part of any appropriation contained in this Act shall remain available for obligation beyond the current fiscal year unless expressly so provided herein.

Sec. 402. None of the funds made available in this Act may be used for any program, project, or activity, when it is made known to the Federal entity or official to which the funds are made available that the program, project, or activity is not in compliance with any Federal law relating to risk assessment, the protection of private property rights, or unfunded mandates.
Sec. 403. No part of any funds appropriated in this Act shall be used by an agency of the executive branch, other than for normal and recognized executive-legislative relationships, for publicity or propaganda purposes, and for the preparation, distribution, or use of any kit, pamphlet, booklet, publication, radio, television, or film presentation designed to support or defeat legislation pending before Congress, except in presentation to Congress itself.

Sec. 404. All departments and agencies funded under this Act are encouraged, within the limits of the existing statutory authorities and funding, to expand their use of “E-Commerce” technologies and procedures in the conduct of their business practices and public service activities.

Sec. 405. Unless stated otherwise, all reports and notifications required by this Act shall be submitted to the Subcommittee on Military Construction and Veterans Affairs, and Related Agencies of the Committee on Appropriations of the House of Representatives and the Subcommittee on Military Construction and Veterans Affairs, and Related Agencies of the Committee on Appropriations of the Senate.

Sec. 406. None of the funds made available in this Act may be transferred to any department, agency, or instrumentality of the United States Government except
pursuant to a transfer made by, or transfer authority pro-
vided in, this or any other appropriations Act.

Sec. 407. None of the funds made available in this Act may be used for a project or program named for an individual serving as a Member, Delegate, or Resident Commissioner of the United States House ofRepresentatives.

Sec. 408. (a) Any agency receiving funds made available in this Act, shall, subject to subsections (b) and (c), post on the public website of that agency any report required to be submitted by the Congress in this or any other Act, upon the determination by the head of the agency that it shall serve the national interest.

(b) Subsection (a) shall not apply to a report if—

(1) the public posting of the report compromises national security; or

(2) the report contains confidential or proprietary information.

(c) The head of the agency posting such report shall do so only after such report has been made available to the requesting Committee or Committees of Congress for no less than 45 days.

Sec. 409. (a) None of the funds made available in this Act may be used to maintain or establish a computer
network unless such network blocks the viewing, downloading, and exchanging of pornography.

(b) Nothing in subsection (a) shall limit the use of funds necessary for any Federal, State, tribal, or local law enforcement agency or any other entity carrying out criminal investigations, prosecution, or adjudication activities.

Sec. 410. None of the funds made available in this Act may be distributed to the Association of Community Organizations for Reform Now (ACORN) or its subsidiaries or successors.

Sec. 411. None of the funds made available in this Act may be used by an agency of the executive branch to exercise the power of eminent domain (to take the private property for public use) without the payment of just compensation.

Sec. 412. None of the funds made available in this Act may be used by an agency of the executive branch to pay for first-class travel by an employee of the agency in contravention of sections 301–10.122 through 301–10.124 of title 41, Code of Federal Regulations.

Sec. 413. (a) In general.—None of the funds appropriated or otherwise made available to the Department of Defense in this Act may be used to construct, renovate, or expand any facility in the United States, its territories, or possessions to house any individual detained at United
States Naval Station, Guantanamo Bay, Cuba, for the purposes of detention or imprisonment in the custody or under the control of the Department of Defense.

(b) The prohibition in subsection (a) shall not apply to any modification of facilities at United States Naval Station, Guantanamo Bay, Cuba.

(c) An individual described in this subsection is any individual who, as of June 24, 2009, is located at United States Naval Station, Guantanamo Bay, Cuba, and who—

(1) is not a citizen of the United States or a member of the Armed Forces of the United States; and

(2) is—

(A) in the custody or under the effective control of the Department of Defense; or

(B) otherwise under detention at United States Naval Station, Guantanamo Bay, Cuba.

SEC. 414. None of the funds made available in this Act may be used to execute a contract for goods or services, including construction services, where the contractor has not complied with Executive Order No. 12989.

SEC. 415. None of the funds made available by this Act may be used to enter into a contract, memorandum of understanding, or cooperative agreement with, make a grant to, or provide a loan or loan guarantee to, any cor-
poration that was convicted of a felony criminal violation under any Federal law within the preceding 24 months, where the awarding agency is aware of the conviction, unless the agency has considered suspension or debarment of the corporation and has made a determination that this further action is not necessary to protect the interests of the Government.

Sec. 416. None of the funds made available by this Act may be used to enter into a contract, memorandum of understanding, or cooperative agreement with, make a grant to, or provide a loan or loan guarantee to, any corporation that has any unpaid Federal tax liability that has been assessed, for which all judicial and administrative remedies have been exhausted or have lapsed, and that is not being paid in a timely manner pursuant to an agreement with the authority responsible for collecting the tax liability, where the awarding agency is aware of the unpaid tax liability, unless the agency has considered suspension or debarment of the corporation and has made a determination that this further action is not necessary to protect the interests of the Government.

Sec. 417. None of the funds made available in this Act may be used to wind down or otherwise alter the implementation of a program, project, or activity in anticipation of any change (including any elimination or reduction
of funding) proposed in a budget request, until such pro-
posed change is subsequently enacted in an appropriation
Act.

SPENDING REDUCTION ACCOUNT

SEC. 418. The amount by which the applicable alloca-
tion of new budget authority made by the Committee on
Appropriations of the House of Representatives under sec-
tion 302(b) of the Congressional Budget Act of 1974 ex-
ceeds the amount of proposed new budget authority is $0.

SEC. 419. (a) None of the funds made available in
this Act may be used to pay more than 75 percent of the
salary of any senior Department of Veterans Affairs offi-
cial during the period beginning on July 1, 2014, and end-
ing on September 30, 2014, unless as of July 1, 2014,
the percentage of disability compensation claims that are
more than 125 days old is less than or equal to 40 percent.

(b) In this section, the term “senior Department of
Veterans Affairs official” means the Secretary of Veterans
Affairs, the Deputy Secretary of Veterans Affairs, and any
Under Secretary or Assistant Secretary of Veterans Af-
fairs.

SEC. 420. None of the funds made available by this
Act may be used for any conference (as described in the
Office of Management and Budget Memorandum M–12–
12, “Promoting Efficient Spending to Support Agency
Operations”, dated May 11, 2012) for which the cost to
the agency exceeds $500,000.

Sec. 421. None of the funds made available by this
Act may be used by the Secretary of Veterans Affairs to
pay a performance award under section 5384 of title 5,
United States Code.

Sec. 422. None of the funds made available by this
Act may be used to enter into a contract with any offeror
or any of its principals if the offeror certifies, as required
by Federal Acquisition Regulation, that the offeror or any
of its principals—

(1) within a 3-year period preceding this offer
has been convicted of or had a civil judgment ren-
dered against it for: (A) commission of fraud or a
criminal offense in connection with obtaining, at-
tempting to obtain, or performing a public (Federal,
State, or local) contract or subcontract; violation of
Federal or State antitrust statutes relating to the
submission of offers; or (B) commission of embezzle-
ment, theft, forgery, bribery, falsification or destruc-
tion of records, making false statements, tax eva-
sion, violating Federal criminal tax laws, or receiving
stolen property;

(2) are presently indicted for, or otherwise
criminally or civilly charged by a governmental enti-
ty with, commission of any of the offenses enumerated above in paragraph (1); or

(3) within a 3-year period preceding this offer, has been notified of any delinquent Federal taxes in an amount that exceeds $3,000 for which the liability remains unsatisfied.

Sec. 423. None of the funds made available by this Act may be used to propose, plan for, or execute a new or additional Base Realignment and Closure (BRAC) round.

Sec. 424. None of the funds made available by this Act may be used to award any contract in an amount greater than $1,000,000 for which the Department of Defense did not receive at least two offers.

Sec. 425. None of the funds made available by this Act, including the funds made available for “Construction, Major Projects”, may be used to increase the funding for any major medical facility project (as defined in subsection (a)(3)(A) of section 8104 of title 38, United States Code), which is under construction as of the date of the enactment of this Act, above the amount specified in the prospectus described in subsection (b) of such section 8104 and the detailed estimate of cost described in paragraph (1) of such subsection.
SEC. 426. None of the funds made available by this Act may be used by the Department of Defense or the Department of Veterans Affairs to lease or purchase new light duty vehicles for any executive fleet, or for an agency’s fleet inventory, except in accordance with Presidential Memorandum—Federal Fleet Performance, dated May 24, 2011.

SEC. 427. The amounts otherwise provided by this Act are revised by reducing the amount made available for “Department of Veterans Affairs—Departmental Administration—General Administration”, and increasing the amount made available for “Department of Veterans Affairs—Departmental Administration—Information Technology Systems”, by $10,000,000.

SEC. 428. None of the funds made available by this Act may be used to maintain or improve Department of Defense real property with a zero percent utilization rate according to the Department’s real property inventory database, except in the case of maintenance of an historic property as required by the National Historic Preservation Act (16 U.S.C. 470 et seq.) or maintenance to prevent a negative environmental impact as required by the Na-
1 National Environmental Policy Act of 1969 (42 U.S.C. 4321 et seq.).

2 Passed the House of Representatives June 4, 2013.

Attest: KAREN L. HAAS,

Clerk.